

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW HAMPSHIRE

**PFIP, LLC
113 Crosby Road
Dover NH 03820**

Plaintiff,

v.

**Body Transit, Inc. dba Rascals Fitness, and
Marc S. Polignano
Defendants.**

CASE NUMBER 1:07-cv-365-JM

NOTICE OF DISMISSAL

NOW COMES the Plaintiff in this case, and hereby give notice that the above identified action may be dismissed with respect to all Defendants, with prejudice, pursuant to Fed. R. Civ. P. 41(a)(1)(i).

Respectfully submitted,

By /s/ Teresa C. Tucker
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GROSSMAN, TUCKER, PERREAULT
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Date: 1/29/2008

CERTIFICATE OF SERVICE

I hereby certify that a copy of this NOTICE OF DISMISSAL was filed electronically and was served electronically, through ECF, upon counsel for Defendants: Andrew R. Schulman of Getman, Stacey, Schulthess & Steere, PA, Three Executive Park Drive, Suite 9, Bedford, New Hampshire 03110, at the email address associated therewith.

By: /s/Teresa C. Tucker
Teresa C. Tucker

Date: 1/29/2008